



**City of Eureka, CA
City Council Regular Meeting
Tuesday, July 06, 2021
6:00 PM**

COUNCIL CHAMBERS, 531 K STREET EUREKA, CA 95501

AGENDA

ELECTED OFFICIALS

Mayor Susan Seaman

Councilmember Leslie Castellano, Ward 1

Councilmember Kati Moulton, Ward 2

Councilmember Natalie Arroyo, Ward 3

Councilmember Scott Bauer, Ward 4

Councilmember Kim Bergel, Ward 5

LAND ACKNOWLEDGEMENT

The land that Eureka rests on is known in the Wiyot language as Jaroujiji. Past actions by local, State and Federal governments removed the Wiyot and other indigenous peoples from the land and threatened to destroy their cultural practices. The City of Eureka acknowledge the Wiyot community, their elders both past and present, as well as future generations. This acknowledgement demonstrates the City's commitment to dismantle the ongoing legacies of settler colonialism.

HOW TO PARTICIPATE AND VIEW THE EUREKA CITY COUNCIL MEETING:

You can view the City Council meetings live on the City of Eureka's website at www.ci.eureka.ca.gov or on Cable Channel 10. To view from the website, select the Watch City Council Meetings orange button from the home page.

Members of the Public who wish to speak and be heard during the Council meeting, may attend in person, e-mail the City Clerk at cityclerk@ci.eureka.ca.gov or leave a message at 707.441.4175 prior to 4:00 P.M on the day of the meeting. Please advise what item you would like to speak on and a number where you can be reached. You may also submit your comment via email to the City Clerk at cityclerk@ci.eureka.ca.gov prior to the meeting to ensure that Council receives your comment before the meeting. All comments received by e-mail or mail will be part of the public record for Council consideration but will not be read aloud during the meeting.

For items not on the agenda, please make a note that is a "Public Comment" submission. Only those messages that state they are for public comment will be included in the record.

PUBLIC COMMENT

(Limited to 3 minutes each speaker on Closed Session items only)

CLOSED SESSION - 5:00 P.M.

If closed session items cannot be completed by 5:55 P.M., they will be continued at the conclusion of the regular agenda, provided there is time. If time does not allow then those closed session items will be continued to the next regular meeting.

Conference with legal counsel – existing litigation

City of Eureka v. Purdue Pharma, L.P., et al.,

United States District Court Northern District of Ohio Case No. 1:18-op-46092

Pursuant to Section 54956.9 California Government Code

Conference with legal counsel - existing litigation

Stacy Cobine, et al v. City of Eureka et al.,

United States District Court Northern District of California, Oakland Division Case No. 16-cv-02239-JSW

Pursuant to California Government Code Section 54956.9 (d) (1)

Conference with labor negotiators

Agency designated representatives: Miles Slattery for City of Eureka

Employee organization: Unrepresented Group

Pursuant to California Government Code Section 54957.6

REGULAR SESSION – 6:00 P.M.

ROLL CALL

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION

MAYOR'S ANNOUNCEMENTS

PRESENTATIONS

Administer Oath of Office

BOARD/COMMISSION REPORTS

PUBLIC COMMENT PERIOD

This is the time for members of the public who wish to be heard on matters that do not appear on the Agenda. City Council policy is to limit each speaker to three (3) minutes. Such time allotment or portion thereof shall not be transferred to other speakers. Members of the Public wishing to address the Council may submit a Speaker Card to the City Clerk and proceed to the podium after being recognized. Speakers will be called up in the order the Speaker Cards

are received. Those who have not filled out a Speaker Card will be given an opportunity to speak after all those who have completed Speaker Cards have spoken. The public will be allowed to speak concurrently with the calling of an agenda item following the staff presentation of that item. Pursuant to the Brown Act, the City Council may not take action on an item that does not appear on the Agenda.

TIME ALLOTMENT FOR PUBLIC COMMENT ON NON-AGENDA ITEMS: A maximum of thirty (30) minutes shall be allotted to receiving public comments at the initial public comment period. If necessary, an additional period shall be allotted to public comments after City Manager Reports, but only if the first 30-minute Public Comment period was not sufficient to allow all those who wished to speak to do so.

A. PUBLIC HEARINGS

Public Hearings are scheduled for a time certain of 6:00 P.M. unless noticed otherwise, or as soon thereafter as possible.

A.1. FY2021-22 Fee Schedule

Recommendation: Hold a Public Hearing; and

Adopt a Resolution of the City Council of the City of Eureka establishing various fees and service charges within the City of Eureka.

B. CONSENT CALENDAR

Notice to the Public: All matters listed under this category are considered to be routine by the City Council and will be enacted by one motion. Pursuant to City Council Resolution 2011-22, if a member of the public would like an item on the Consent Calendar pulled and discussed separately, the request shall be made to a Councilmember prior to the meeting. Unless a specific request is made by a Councilmember, the Consent Calendar will not be read. There will be no separate discussion of these items.

B.1. Council Meeting Minutes

Recommendation: Approve the special Council minutes of June 8, 2021 and the regular Council minutes of June 15, 2021 as submitted.

B.2. City Fueling Facility - Award

Recommendation: Appropriate \$150,000 in additional funds to both account 501-4700-7923 and account 512-4700-7923; and declare Sequoia Construction Specialties the preferred bidder on the City of Eureka Fueling Station Project; and award Bid No. 2021-17 to Sequoia Construction Specialties for the amount of \$1,139,180.00; and approve \$1,250,000.00 for construction, which includes 10% for contingency

B.3. Resolution for a Request of a State of Emergency Declaration on the Hikshari' (Elk) River.

Recommendation: Adopt a Resolution of the City Council requesting a declaration of a state of emergency on the Hikshari' (Elk) River.

B.4. Board and Commission Appointments

Recommendation: Approve the Mayor's appointment to the Chief's Advisory Board with the following term date:

Raul Torres	Appointment	01/01/2024
Dino Novello	Appointment	01/01/2023

C. ORDINANCES/RESOLUTIONS

C.1. June 2021 Annual Zoning Code Update

Recommendation: Waive full reading, read by title only, and adopt Bill No. 997-C.S. “An Ordinance of the City of Eureka amending portions of Eureka Municipal Code Chapter 155 for the June 2021 Annual Zoning Code Update.”

C.2. Shelter Crisis Appendices X and O Urgency Ordinance

Recommendation: Waive full reading, read by title only, and adopt Bill No. 999-C.S., an urgency ordinance of the City Council of the City of Eureka adopting California Residential Code Appendix X and California Building Code Appendix O with one modification to apply a simplified set of building standards to emergency housing structures and facilities established pursuant to the City’s shelter crisis declaration.

D. REPORTS/ACTION ITEMS

D.1. League of California Cities Voting Delegate

Recommendation: Appoint a voting delegate and one alternate for the League of California Cities Business Meeting to be held at the LOCC Annual Conference in Sacramento September 22 - 24, 2021

E. CITY MANAGER REPORTS

F. COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS

ADJOURNMENT

If open session items cannot be completed by 9:30 P.M., the meeting may be adjourned to the next regular meeting or Council may vote to extend the meeting.

NOTICES

The numerical order of items on this agenda is for convenience of reference. Items may be taken out of order upon the request and consensus of the Mayor and Council.

Any writing that is a public record not exempt from public disclosure and relating to an agenda item for open session of the City Council is available for public inspection at the Office of the City Clerk, 531 K Street, Eureka, CA 95501.

The meeting rooms are ADA accessible. Accommodations and access to City meetings for people with special needs must be requested of the City Clerk at 441-4175 72 hours in advance of the meeting. This agenda and other materials are available in alternate formats upon request.

All persons in attendance at public meetings are requested to observe the following rules of civil debate:

- 1. We may disagree, but we will be respectful of one another.*
- 2. All comments will be directed to the issue at hand.*
- 3. Personal attacks are unacceptable*
- 4. Applauding or other displays of approval/disapproval are discouraged.*

Regular City Council meetings are broadcast live by Humboldt Access on Cable Channel 10 and live streamed on the City's web site at www.ci.eureka.ca.gov.

To minimize distractions, please be sure all personal communications devices are on silent mode.

Questions? Please e-mail cityclerk@ci.eureka.ca.gov or contact the City Clerk's office at (707) 441-4175.